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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

PRESTON WOODBERRY, an individual;
COURTNEY SUMPTER, an individual;

Plaintiffs,

vs.

FIRST LIGHT HOMEOWNERS
ASSOCIATION, a Nevada Domestic Non-
Profit Corporation; NICKLIN PROPERTY
MANAGEMENT AND INVESTMENT,
INC., a Nevada Domestic Corporation;
BOULDER RANCH MASTER
ASSOCIATION, a Nevada Domestic Non-
Profit Corporation; PERFORMANCE
CAM, LLC., a Nevada Limited Liability
Company; LOUIS AUSTIN, an individual;
ROGER EISEL, an individual; DOES I
through X, and ROE CORPORATIONS I
through X, inclusive;

Defendants.

CASE NO.: 2:14-cv-00325-GMN-GWF

**STIPULATION AND ORDER ALLOWING
DEFENDANTS' CARRIER
REPRESENTATIVE TO APPEAR
TELEPHONICALLY FOR THE
SETTLEMENT CONFERENCE**

The Parties, by and through their respective counsel of record hereby stipulate and agree to jointly move this Court for an Order for defendants' carrier representatives to appear telephonically for the settlement conference set for October 7, 2015. In support of the request, the Parties state the following:

1 1. This is a case of alleged discrimination in a housing setting.

2 2. In the year 2001, Plaintiff Preston Woodberry purchased a home in
3 Henderson, Nevada located within the Defendant Boulder Ranch Master Association
4 and sub-association Defendant First Light Homeowners Association.

5 3. Defendant Boulder Ranch Master Association and its former community
6 management company Defendant Performance Cam, LLC, are defended in this action
7 under a policy with Liberty International Underwriters. The adjuster on this case for
8 Liberty International Underwriters resides in New York.

9 4. Defendant First Light Homeowners Association, its community
10 Management company, Defendant Nicklin Property Management and Investment Inc.,
11 board member Defendant Louis Austin and former board member Defendant Roger
12 Eisel are defended in this action under a policy with CNA Insurance . The adjuster on
13 this case for CNA resides in Pennsylvania.

14 5. This request seeks an Order allowing for the Defendants' respective
15 insurance carrier to appear telephonically and it is brought in a timely manner.

16 6. The theory of Alternate Dispute Resolution is the save the parties'
17 unnecessary time and cost in further litigation. It would benefit the parties who claim
18 entitlement to attorneys fees and costs at the conclusion of this case, if the insurance
19 carriers can avoid the costs association with travel and accommodations to personally
20 attend the settlement conference. Moreover, it would avoid the personal hardship for the
21 insurance representatives who would be traveling from out-of-state.

22 7. Defendants' carrier with full authority to settle this matter will be available
23 telephonically throughout the entire mediation if allowed to appear telephonically.
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8. The Parties have entered into an agreement in good faith and to accommodate one another given that it would be a great burden and hardship upon Defendant's carrier to appear personally.

Wherefore, the parties respectfully request that the Defendants' insurance carriers may appear telephonically for the October 7, 2015 settlement conference.

Stipulate and Agreed to:

Dated this 23rd day of September, 2015

Dated this 23rd day of September, 2015

CALLISTER & ASSOCIATES

LIPSON, NEILSON, COLE, SELTZER & GARIN, P.C.

By: /s/ Mitchell S. Bisson

By: /s/ Angela T. Nakamura Ochoa

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Dated this 23rd day of September, 2015

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ORDER

IT IS SO ORDERED

Dated: October 2, 2015



GEORGE FOLEY, JR.
United States Magistrate Judge